GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

EFS&T Department - Diversion of 5.00 ha. of forest land for grant of mining lease for extraction of black granite in Chimakurthi RF, Compartment No.370, Ongole Range in Giddalur Division, Prakasam District in favour of Sri Kandula Rami Reddy, Markapur, Prakasam District – Extension of validity of the Forest clearance approval as co-terminus with the period of mining lease - Orders - Issued.

ENVIRONMENT, FORESTS, SCIENCE & TECHNOLOGY (Section-II) DEPARTMENT

G.O.MS.No. 16 **Dated: 10-03-2021.**

Read the following:-

1.From the GoI, MoEF&CC, RO(South Zone), Bangalore, Lr.F.No.4-APB198/2006-BAN/8371, dt.22.12.2010.
2.G.O.Ms.No.1, EFS&T(For.I) Dept., dt.03.01.2011.
3.Comprehensive Guidelines issued by the GoI, MoEF&CC, New Delhi vide Lr.No.F.No.5-2/2017-FC, dt.28.03.2019.
4.From the PCCF & HoFF, A.P., Lr.Rc.No.EFS02-15029/99/2018-FCA SEC-PCCF/FCA-2, Dated:31.12.2020.
5.State Govt.Lr.No.11/Sec.II/2021, EFS&T(Sec.II) Dept., dt.02.02.2021.
6.From the IGF(Central), RO, IRO, GoI, MoEF&CC, Vijayawada, Lr.F.No.4-APB198/2006-BAN/21, dt.02.03.2021.

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ORDER:

In the letter 1st read above, the Government of India, Ministry of Environment, Forests & Climate Change, accorded (Stage-II) approval under Section '2' of Forest (Conservation) Act, 1980 for diversion of 5.00 ha. of forest land for grant of mining lease for extraction of black granite in Chimakurthi RF, Compartment No.370, Ongole Range in Giddalur Division, Prakasam District in favour of Sri Kandula Rami Reddy, Markapur, for a period of 10 (ten) years, subject to certain conditions stipulated therein. In the G.O.2nd read above, the Government of Andhra Pradesh, have issued orders for diversion of above said forest land for a period of 10 (ten) years.

2. In the letter 3rd read above, the Government of India, Ministry of Environment, Forests & Climate Change, have issued comprehensive guidelines for effective and transparent implementation of the provisions of Forest (Conservation) Act, 1980, wherein para 7.3 (vi) of Chapter-7 states that the existing period of validity of forest clearance granted for diversion of forest land under section-2 (ii) of Forest (Conservation) Act, 1980 for mining of minor mineral in the State regulated under Rules made under section 15 of MMDR Act, 1957 shall be for a period co-terminus with the period of mining lease as deemed extended under the Rules made under section 15 of MMDR Act, 1957, subject to certain conditions.

3. In the letter 4th read above, the Principal Chief Conservator of Forests & Head of Forest Force, has furnished, among other things, the compliance report to the conditions stipulated in Stage-II approval accorded by Government of India, Ministry of Environment, Forests & Climate Change, Lr.dt.22.12.2010 and requested to forward the same to Government of India, Ministry of Environment, Forests & Climate Change and also requested to take suitable decision on extending the validity of Forest Clearance co-terminus with the mining lease period under Section-15 of MMDR Act, 1957.

4. In the letter 5th read above, the State Government, while forwarding a copy of the letter of Principal Chief Conservator of Forests & Head of Forest Force, Andhra Pradesh, Guntur along with the compliance report on the conditions stipulated in the Stage-II approval accorded by the Government of India, Ministry of Environment, Forests & Climate Change, Lr.dt.22.12.2010 and the representation of the User Agency i.e., Sri Kandula Rami Reddy, to the Government of India, Ministry of Environment, Forests & Climate Change, requested

(P.T.O.)

to take suitable decision on extending the validity of Forest Clearance co-terminus with the lease period for extraction of Black Granite in Compartment No.370, Chimakurthi RF, Ongole Range in Giddalur Division, Prakasam District in favour of Sri Kandula Rami Reddy, Markapur under Section-15 of MMDR Act, 1957.

5. In the letter 6th read above, the Inspector General of Forests (Central), RO, Integrated Regional Office, Vijayawada, has informed that Ministry of Environment, Forests & Climate Change vide Guidelines No.11-51/2015-FC, dated.30.11.2017 has conveyed to all State/UT Governments that the existing period of validity of forest clearance granted for diversion of forest land under Section-2(ii) of Forest (Conservation) Act, 1980 for mining of minor minerals in the State, regulated under Rules made under Section-15 of MMDR Act, 1957, shall be for a period co-terminus with the period of mining lease as deemed extended under these Rules subject to certain conditions (Para 7.3 (vi) of Comprehensive Guidelines) and requested to take necessary action in the matter in accordance with the above Guidelines.

6. Government, after careful examination of the clarification given by the Government of India, Ministry of Environment, Forests & Climate Change in the letter 6th read above and as per para 7.3 (vi) of Chapter -7 of Comprehensive Guidelines issued by the Government of India, Ministry of Environment, Forests & Climate Change in the letter 3rd read above, hereby order that the validity of forest clearance granted for diversion of 5.00 ha of forest land for grant of mining lease for extraction of black granite in Chimakurthi RF, Compartment.No.370, Ongole Range in Giddalur Division, Prakasam District in favour of Sri Kandula Rami Reddy, Markapur, Prakasam District, for mining of minor mineral in the State, regulated under Rules made under section 15 of MMDR Act, 1957, shall be for a period co-terminus with the period of mining lease i.e., 05.07.2031 as deemed extended under the Rules made under section 15 of MMDR Act, 1957 for the orders issued in the G.O.2nd read above, subject to compliance of conditions stipulated in the Stage-II approval accorded by the Government of India, Ministry of Environment, Forests & Climate Change, Lr.dt.22.12.2010 and also the conditions stipulated under Para 7.3 (vi) of Chapter 7 of the Comprehensive Guidelines issued by the Government of India, Ministry of Environment, Forests & Climate Change in the letter 3rd read above.

7. The Principal Chief Conservator of Forests & Head of Forest Force, Andhra Pradesh, shall take further necessary action in the matter accordingly.

VIJAY KUMAR GSRKR
SECRETARY TO GOVERNMENT

To
The Principal Chief Conservator of Forests & Head of Forest Force,
Andhra Pradesh, Guntur.

Copy to:
The Inspector General of Forests (Central)
Government of India,
Ministry of Environment, Forests & Climate Change
Integrated Regional Office, Vijayawada,
Green House Complex, Gopal Reddy Road, Vijayawada-520010.
The Additional Principal Chief Conservator of Forests (Central)
Government of India, Ministry of Environment & Forests,
Regional Office, 1st and 2nd Floors,
Handloom Export promotion Council Building
34, Cathedral Garden Road, Nungambakkam, Chennai – 600034.
Sri Kandula Rami Reddy, 10th Ward, JN Colony, Markapur Town, Prakasam Dist.
The P.S to Hon'ble M(EEFS&T)
The P.S to Secretary, EFS&T Department.
SF/SC.

//FORWARDED :: BY ORDER//

SECTION OFFICER